

CITY COUNCIL
ATLANTA, GEORGIA

01-0 -0918

AN ORDINANCE

BY: COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO DIRECT THE DEPARTMENT OF PLANNING, DEVELOPMENT, AND NEIGHBORHOOD CONSERVATION (BUREAU OF NEIGHBORHOOD CONSERVATION) TO CLEAN THE PREMISES AND CLOSE THE VARIOUS STRUCTURES, PURSUANT TO ARTICLE III OF THE ATLANTA HOUSING CODE AND A HEARING CONDUCTED BY THE IN REM REVIEW BOARD ON May 31, 2001.

1962 Grandview Avenue, NW	09
1236 Grant Street, SE	01
515 Mellview Drive, SW	12
2019 Morehouse Drive, NW	03
557 West Lake Avenue, NW	03

WHEREAS, on March 16, 1987, the Council of the City of Atlanta adopted an Ordinance entitled, "The Atlanta Housing Code of 1987"; and the same was approved by the Mayor of the City of Atlanta on March 24, 1987; and

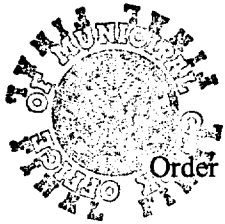
WHEREAS, on May 31, 2001, pursuant to the Atlanta Housing Code of 1987, Article III; entitled "In Rem Procedures", hearings were held after due notice to owner(s) of and/or parties in interest before the In Rem Review Board regarding certain structures believed to be unfit for occupancy or habitation and to be in violation of Article III; and

WHEREAS, on May 31, 2001, The In Rem Review Board determined that the structures on the real property more fully identified hereinafter, were unfit for human occupancy or habitation and could not be improved, repaired, or altered at a cost of fifty percent (50%) or less of the value of structures, exclusive of the foundation and lots after the improvements have been made; and

WHEREAS, the In Rem Review Board did state in writing these findings of fact in support of such determination and the In Rem Review Board issued and caused to be served upon the owner(s) of and /or parties in interest, an Order requiring the owner(s) and/or parties in interest demolish such structures, clean the premises and plant grass on the lot pursuant to Section 33 (3) c of the Atlanta Housing Code; and

WHEREAS, a period of 30 days from the date of said Order was allowed for the owner(s) and/or parties in interest to comply with the Order; and

WHEREAS, the owner(s) and/or parties in interest of the properties failed to comply with the



Order of the In Rem Review Board within the specified time.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1: That the Mayor is authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to clean the premises and close the various structures following real property, upon which structure(s) are located:

<u>Proper Street Address</u>	<u>City Council District</u>
1962 Grandview Avenue, NW	09
1236 Grant Street, SE	01
515 Mellview Drive, SW	12
2019 Morehouse Drive, NW	03
557 West Lake Avenue, NW	03

SECTION 2: That the Mayor is hereby authorized to direct the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to perform the following specific duties at the above mentioned properties:

- (1) Vacate the structures, (if occupied).
- (2) Clean the premises and board the structures(s) in conformity with the In Rem Review Board's Orders.
- (3) File a lien against the real property on which the structures(s) are attached for the cost incurred.
- (4) Maintain the property in conformity with the In Rem Review Board's Order until the structure(s) are repaired or demolished.

SECTION 3: That the Mayor is further authorized to allow the Department of Planning, Development, and Neighborhood Conservation (Bureau of Neighborhood Conservation) to engage the professional services of any of the City of Atlanta's pre-qualified contractors to conduct the appropriate duties listed in **SECTION 2** of this ordinance.

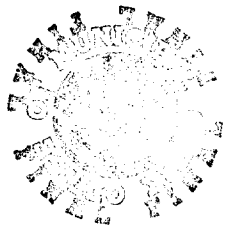
SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

JUL 16, 2001
JUL 24, 2001



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Lambert S. Reed, II and Chilitia P. Reed

National Tax Funding, L.P.

Misra Group, Inc.

The Estate of Emma A. Conn, Metro Brokers, Inc and McKee Gamble Realty Co.

Internal Revenue Service

on 4-9-01 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia, seeking relief against the following described real estate, to-wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 252 of the 17th District, Fulton County, Georgia, being Lot 3, Block B, subdivision known as Greenwood, as per plat recorded in plat book 3, page 21, Fulton County, Georgia records to which plat reference is made, for a more detailed description.

Said property also is known as 1962 Grandview Drive N.W., Atlanta.

According to the system of numbering houses in the City of Atlanta, Ga.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

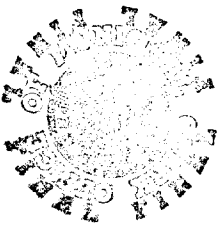
Dated: April 9, 2001

BY:

Dale S. Hargrett
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Castings
Assistant Real Estate City Attorney



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Bruce Woodmore
Service First Mortgage, L.C.
Anne Porter

on 4-9-01 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 41, 14TH DISTRICT, FULTON COUNTY, GEORGIA, BEING LOT 46, OF THE BISBEE HEIGHTS SUBDIVISION AS PER PLAT RECORDED IN PLAT BOOK 4, PAGE 44, FULTON COUNTY RECORDS, WHICH PLAT IS HEREBY REFERRED TO MADE A PART OF THIS DESCRIPTION. BEING IMPROVED PROPERTY KNOWN AS 1236 GRANT STREET, ATLANTA, GEORGIA, ACCORDING TO THE PRESENT SYSTEM OF NUMBERING HOUSES IN FULTON COUNTY, GEORGIA RECORDS.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

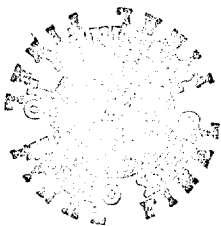
Dated: April 9, 2001

BY:

Dale S. Anderson
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Castings
Assistant Real Estate City Attorney



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Danny Brown
Countrywide Funding Corporation
Internal Revenue Service

on 5-11-01 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 88
OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA, BEING LOT 35,
BLOCK 4, OF THE CAPITOL VIEW MANOR SUBDIVISION, AS PER PLAT
RECORDED IN PLAT BOOK 11, PAGE 176, FULTON COUNTY, GEORGIA
RECORDS, WHICH PLAT IS INCORPORATED HEREIN BY THIS REFERENCE
AND MADE A PART OF THIS DESCRIPTION, BEING IMPROVED PROPERTY
KNOWN AS NO. 515 MELLVIEW AVENUE, S.W., ACCORDING TO THE PRESENT
SYSTEM OF NUMBERING HOUSES IN FULTON COUNTY, GEORGIA. ALL
ACCORDING TO A SURVEY PREPARED BY ESTON PENDLEY LAND
SURVEYORS, DATED 12/02/94.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

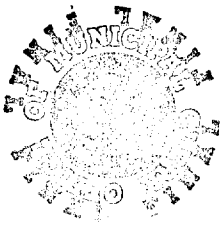
Dated: May 11, 2001

BY:

Dale S. Haygood
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Castor
Assistant Real Estate City Attorney



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Claudia Simmons
Charlotte Simmons Lewis, Henry Martin Klausman,
Natalie Klausman Young and Barbara Klausman Parker

on 5-11-01 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

all that tract or parcel of land lying and being in Land Lot 174 of
the 14th District of Fulton County, Georgia, being Lot 20 in Block 8
as shown plat thereof by W. J. Nally Engineering Company, and J. W.
Burph, C. E., and more particularly described as follows:

BEGINNING at a point one hundred thirty (130) feet West of
the Northwest corner of Morris Brown Avenue and Morehouse Drive;
thence running in a Northerly direction one hundred fifty-eight and
five tenths (158.5) feet to the Northwest corner of Lot 19 of said
block; thence West forty (40) feet to the Northeast corner of Lot 21
of said block; thence in a Southerly direction one hundred fifty-
three and five tenths (153.5) feet to the Southeast corner of Lot 21
of said block; thence East sixty (60) feet to the point of beginning.

Being improved property known as No. 2019 Morehouse Dr. NW,
according to the present system of numbering houses in the
City of Atlanta, Georgia.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings,
dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This
notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as
provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such
real property.

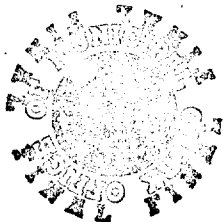
Dated: May 11, 2001

BY:

Dale S. Angold
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Carter
Assistant Real Estate City Attorney



TO WHOM IT MAY CONCERN:

Notice is hereby given that a complaint was filed by the City of Atlanta against:

Gwendolyn El-Amin
Morequity, Inc.

on 4-9-01 in the Bureau of Neighborhood Conservation of the City of Atlanta, Georgia,
seeking relief against the following described real estate, to-wit:

ALL THAT TRACT OR PARCEL OF LAND lying and being in Land Lot 146 of the 14th District of Fulton County, Georgia, being Lot 727, Block 36 of Fortified Hills Subdivision as per plat recorded in Plat Book 8, Page 149, Fulton County Records and being more particularly described as follows:

BEGINNING at a point on the Northeasterly side of West Lake Avenue, Seven Hundred Twenty Four (724) feet Southeasterly from the intersection formed by the Northeasterly side of West Lake Avenue with the South side of Bankhead Avenue; said point of beginning also being the Southwest corner of Lot 728, said Block and Subdivision; running thence Southeasterly along the Northeasterly side of West Lake Avenue Sixty (60) feet to Lot 726, said Block and Subdivision; running thence East along the North line of said Lot 726, one hundred fifty seven (157) feet; running thence North, Fifty (50) feet to said Lot 728; running thence West along the South line of said Lot 728; One Hundred Seventy-Four and five-tenths (174.5) feet to the Northeasterly side of West Lake Avenue and the point of beginning; being improved property and having a house located thereon known as No. 557 (formerly No. 408) West Lake Avenue, N.W., according to the present system of numbering houses in the City of Atlanta, Georgia.

The relief sought as to said property being to vacate, clean and close, remove or demolish such buildings, dwellings, or structures (and clean the premises thereof) found to be unfit for human habitation. This notice is filed in the Office of the Clerk of Superior Court of Fulton County, Georgia, to be recorded as provided by Georgia laws 1966, page 3089, so that said complaint shall act as a lis pendens as to such real property.

Dated: April 9, 2001

BY:

Dale S. Hays
Bureau of Neighborhood Conservation, Official Agent

BY:

Bill Carter
Assistant Real Estate/City Attorney

RCS# 3018
7/16/01
6:11 PM

Atlanta City Council

Regular Session

MULTIPLE 01-O-0916; To demolish & clean premises
 01-O-0918; To close & clean premises
 ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	NV Woolard	Y Martin	Y Emmons
Y Bond	B Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	NV Boazman	NV Pitts

MULTIPLE

01-0-0918

(Do Not Write Above This Line)

ORDINANCE BY: COMMUNITY DEVELOPMENT/
HUMAN RESOURCES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR TO
DIRECT THE DEPARTMENT OF PLANNING,
DEVELOPMENT AND NEIGHBORHOOD CONSERVATION
(BUREAU OF NEIGHBORHOOD CONSERVATION) TO
CLEAN THE PREMISES AND CLOSE THE VARIOUS
STRUCTURES, PURSUANT TO ARTICLE III OF THE
ATLANTA HOUSING CODE AND A HEARING
CONDUCTED BY THE IN REM REVIEW BOARD ON
May 31, 2001.

1962 Grandview Avenue, NW 09
1236 Grant Street, SE 01
515 Mellview Drive, SW 12
2019 Morehouse Drive, NW 03
557 West Lake Avenue, NW 03

ADOPTED BY
JUL 16 2001
COUNCIL

- ☒ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred 7/2/01

Referred To:
Community Development / Human Resources

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee CD/AR
Date 7/2/01
Chair
Referred to

Committee
Date
Chair
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

Committee
Date
Chair
Action:
Fav, Adv, Hold (see rev. side)
Other:
Members
Refer To

FINAL COUNCIL ACTION

☒ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
JUL 16 2001

ATLANTA CITY COUNCIL PRESIDENT

CERTIFIED
JUL 16 2001

Municipal Clerk

MAYOR'S ACTION

APPROVED

JUL 24 2001

MAYOR